

021304

13281 U.S. PTO

UTILITY PATENT APPLICATION
TRANSMITTAL

Attorney Docket No. 24988-101

Date: February 13, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Hon. Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Patent Application
Crystal City Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a patent application of
Leonard Frenkil for

SEALABLE BAG WITH EXCESS AIR EVACUATION BLOCKING STRUCTURE

1. Type of Application

- ☒ This application is a new (non-continuing) application.
- ☐ This application is a ☐ continuation / ☐ divisional / ☐ continuation-in-part of prior application No. . Amend the specification by inserting before the first line the sentence:
--This is a [continuation/division/continuation-in-part] of United States patent application No. , filed .--
- ☐ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

If for some reason applicant has not requested a sufficient extension of time in the parent application, and/or has not paid a sufficient fee for any necessary response in the parent application and/or for the extension of time necessary to prevent the abandonment of the parent application prior to the filing of this application, please consider this as a Request for an Extension for the required time period and/or authorization to charge our Deposit Account No. 18-1260 for any fee that may be due. THIS FORM IS BEING FILED IN DUPLICATE: one copy for this application; one copy for use in connection with the Deposit Account (if applicable).

2. Contents of Application

- a. 15 page patent application (including specification, claims and abstract)
- ☐ A microfiche computer program (Appendix);
☐ A nucleotide and/or amino acid sequence submission;
- ☐ Because the enclosed application is in a non-English language, a verified English translation ☐ is enclosed ☐ will be filed.
- ☐ Cancel original claims of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing date purposes.)

user not
listed
(703) 306-3338

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- b. ☒ Drawings on 6 sheet(s).
- c. ☒ A signed Declaration ☒ is enclosed / ☐ will be filed in accordance with 37 C.F.R. § 1.53(f).

The enclosed Declaration is ☒ newly executed / ☐ a copy from a prior application under 37 C.F.R. § 1.63(d) / ☐ accompanied by a statement requesting the deletion of person(s) not inventors in the continuing application.

d. **Fees**

| FILING FEE | Number | | | Number | | | Basic Fee | |
|---|--------|---|----|--------|----|---|-----------|-----------------|
| CALCULATION | Filed | | | Extra | | | Rate | |
| Total Claims | 37 | - | 20 | = | 17 | x | \$18.00 | = 306.00 |
| Independent Claims | 4 | - | 3 | = | 1 | x | \$86.00 | = 86.00 |
| Multiple Dependent Claim(s) Used..... | | | | | | | \$145.00 | = 0 |
| FILING FEE - NON-SMALL ENTITY..... | | | | | | | \$770.00 | 770.00 |
| <input checked="" type="checkbox"/> Applicant claims small entity status. | | | | | | | | |
| Filing Fee - Small Entity (Reduced by 1/2)..... | | | | | | | | 581.00 |
| Assignment Recordal Fee (\$40.00)..... | | | | | | | | |
| 37 C.F.R. § 1.17(k) Fee (non-English application)..... | | | | | | | | |
| TOTAL | | | | | | | | \$581.00 |

- ☐ A check is enclosed to cover the calculated fees. The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No.18-1260. A duplicate copy of this document is enclosed.
- ☐ The calculated fees will be paid within the time allotted for completion of the filing requirements.
- ☒ The calculated fees are to be charged to Deposit Account No. 18-1260. The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to said Deposit Account. A duplicate copy of this document is enclosed.

3. **Priority Information**

- ☐ **Foreign Priority:** Priority based on _____ filed _____ is claimed.
- ☐ A copy of the above referenced priority document ☐ are enclosed / ☐ will be filed in due course, pursuant to 35 U.S.C. § 119(a)-(d).
- ☐ **Provisional Application Priority:** Priority based on United States Provisional Application No. _____, filed _____, is claimed under 35 U.S.C. § 119(e).

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4. **Other Submissions**

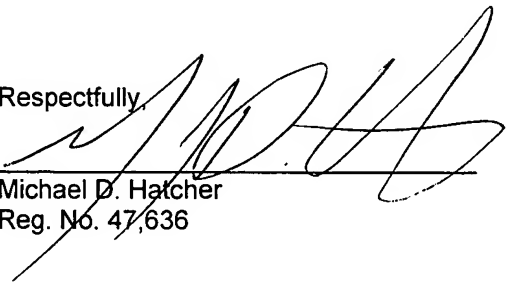
- ☐ A Preliminary Amendment is enclosed.
- ☒ An Information Disclosure Statement, 1 sheet of PTO Form 1449, and copies of 9 cited references are enclosed.
- ☒ A power of attorney
- ☒ is submitted ☒ with the new Declaration.
- ☐ is of record in the prior application and ☐ is in the original papers / ☐ a copy is enclosed.
- ☐ An Assignment of the invention
- ☐ is enclosed with a cover sheet pursuant to 37 C.F.R. §§ 3.11, 3.28 and 3.31.
- ☐ is of record in a prior application. The assignment is to _____, and is recorded at Reel _____, Frame(s) _____.
- ☐ An Establishment of Assignee's Right To Prosecute Application Under 37 C.F.R. § 3.73(b), and Power Of Attorney is enclosed.
- ☐ An Express Mailing Certificate is enclosed.
- ☒ Other: Application Data Sheet

Attention is directed to the fact that the correspondence address for this application is:

SIDLEY AUSTIN BROWN & WOOD LLP
1501 K STREET, N.W.
WASHINGTON, D.C. 20005

Date February 13, 2004
SIDLEY AUSTIN BROWN & WOOD LLP
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202-736-8000

Respectfully,



Michael D. Hatcher
Reg. No. 47,636